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COMMISSION ON HUMAN RIGHTS
Sub-Commission on Prevention
of Discrimination and
Protection of Minorities
Forty-sixth session
Agenda item 8

THE REALIZATION OF ECONOMIC, SOCIAL AND CULTURAL RIGHTS

Mrs. Daes, Mr. Fix Zamudio, Mrs. Forero Ucros, Mr. Guissé,
Mrs. Gwanmesia, Mr. Hatano, Mr. Hakim, Mr. Khan, Mr. Maxim,
Ms. Palley, Mr. Ramadhane, Ms. Warzazi and Mr. Yimer:
draft resolution

Human rights dimensions of population transfer, including the implantation of settlers and settlements

The Sub-Commission on Prevention of Discrimination and Protection of Minorities,

Recalling its resolution 1990/17 of 30 August 1990 and 1991/28 of 29 August 1991, in which it decided to include the question of the human rights dimensions of population transfer, including the implantation of settlers and settlements, in its future work programme with a view to considering further effective action on this matter, and its resolution 1992/28 of 27 August 1992, in which it decided to entrust Mr. Awn Shawkat Al-Khasawneh and Mr. Ribot Hatano with the task of preparing a preliminary study on the question,

Recalling also its resolution 1993/34 of 25 August 1993 and Commission on Human Rights decision 1994/102 of 25 February 1994 requesting Mr. Al-Khasawneh to continue the study,

Recalling further that the Sub-Commission in its resolution 1992/28 recognized that practices of population transfer constitute a violation of fundamental human rights,

1. Takes note with appreciation and commends the progress report on the human rights dimensions of population transfer, including the implantation of settlers and settlements (E/CN.4/Sub.2/1994/18 and Corr.1) submitted by the Special Rapporteur, in particular section VI on state responsibility and population transfer;

2. Endorses the conclusions and recommendations contained in the progress report;

3. Requests the Special Rapporteur to submit a final report on the question to the Sub-Commission at its forty-seventh session;

4. Invites the Special Rapporteur to give due attention to cases of population transfer submitted to him in accordance with Commission decision 1994/102;

5. Welcomes Economic and Social Council decision 1994/272 of 25 July 1994 authorizing the organization of a multidisciplinary expert seminar prior to the preparation of the final report, in order to formulate appropriate final conclusions and recommendations;

6. Requests the Secretary-General to invite the Governments, United Nations bodies and intergovernmental and non-governmental organizations concerned which have not yet done so, to provide the Special Rapporteur with information relevant to the preparation of his reports;

7. Also requests the Secretary-General to provide the Special Rapporteur with all the assistance he may require for the preparation of his final report and the necessary assistance to compile and analyse the information and documents collected;

8. Invites the Special Rapporteur to undertake visits to the sites of diverse ongoing cases of population transfer selected on the basis of information received for his reports;

9. Decides to consider the final report of the Special Rapporteur at its forty-seventh session under the agenda item entitled "Freedom of movement".